

AMENDED IN ASSEMBLY JUNE 15, 2006

AMENDED IN ASSEMBLY APRIL 6, 2006

AMENDED IN SENATE JANUARY 13, 2006

AMENDED IN SENATE JANUARY 4, 2006

SENATE BILL

No. 433

Introduced by Senator Simitian

February 17, 2005

An act to add ~~Section 1672.7 to~~ and repeal Section 1672.7 of the Vehicle Code, relating to the Department of Motor Vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 433, as amended, Simitian. Department of Motor Vehicles: personal information.

Existing law requires the Department of Motor Vehicles, upon proper application, to issue an original driver's license or identification card, or a renewal, duplicate, or replacement driver's license or identification card.

This bill would prohibit the department from issuing, renewing, duplicating, or replacing a driver's license or identification card, if the license or card uses radio waves to either transmit personal information remotely or to enable personal information to be read from the license or card remotely.

This bill would provide that its provisions shall remain in effect only until January 1, 2010, and as of that date would be repealed.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 1672.7 is added to the Vehicle Code, to read:

1672.7. (a) The department shall not issue an original driver's license, issue an identification card pursuant to Section 13000, or issue a renewal, duplicate, or replacement driver's license or identification card, if the license or card uses radio waves either to transmit personal information remotely or to enable personal information to be read from the license or card remotely.

(b) For purposes of this section, the following definitions apply:

(1) "Personal information" includes, but is not limited to, an individual's name, address, telephone number, e-mail address, date of birth, religion, ethnicity, photograph, fingerprint or other biometric identification, driver's license number, California Identification Card number, social security account number, or other unique identifier.

(2) "Reader" means a scanning device that is capable of using radio waves to communicate with a driver's license or identification card and read the personal information broadcast or transmitted by that license or card.

(3) "Remotely" means that no physical contact between the driver's license or identification card and a reader is necessary in order to transmit personal information.

(c) *This section shall remain in effect only until January 1, 2010, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2010, deletes or extends that date.*